



#16

PETITION FOR EXTENSION OF TIME UNDER 37 CFR 1.136(a)

Docket Number (Optional)  
2303-32-8 formerly NIH-130

In re Application of Kreml et al

Application Number 09/887,469

Filed June 22, 2001

For Respiratory Syncytial Virus Vaccines Expressing Protective Antigens From Promoter-Proximal Genes

Art Unit  
1648

Examiner  
Stacy S. Brown

This is a request under the provisions of 37 CFR 1.136(a) to extend the period for filing a reply in the above identified application.

The requested extension and appropriate non-small-entity fee are as follows (check time period desired):

- ☐ One month (37 CFR 1.17(a)(1)) \$ \_\_\_\_\_
- ☒ Two months (37 CFR 1.17(a)(2)) \$410.00
- ☐ Three months (37 CFR 1.17(a)(3)) \$ \_\_\_\_\_
- ☐ Four months (37 CFR 1.17(a)(4)) \$ \_\_\_\_\_
- ☐ Five months (37 CFR 1.17(a)(5)) \$ \_\_\_\_\_

- ☐ Applicant claims small entity status. See 37 CFR 1.27. Therefore, the fee amount shown above is reduced by one-half, and the resulting fee is: \$ \_\_\_\_\_.
- ☒ A check in the amount of the fee is enclosed.
- ☐ Payment by credit card. Form PTO-2038 is attached.
- ☐ The Director has already been authorized to charge fees in this application to a Deposit Account.
- ☒ The Director is hereby authorized to charge any deficiency fees which may be required, or credit any overpayment, to Deposit Account Number 07-1897.
- I have enclosed a duplicate copy of this sheet.

I am the ☐ applicant/inventor.

☐ assignee of record of the entire interest. See 37 CFR 3.71

Statement under 37 CFR 3.73(b) is enclosed. (Form PTO/SB/96).

☐ attorney or agent of record.

☒ attorney or agent under 37 CFR 1.34(a).

Registration number if acting under 37 CFR 1.34(a): 38,515.

**WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.**

August 20, 2003

Date  
(425) 455-5575

Telephone Number

Signature

Jeffrey J. King

Typed or printed name

NOTE: Signatures of all the inventors or assignees of record of the entire interest or their representative(s) are required. Submit multiple forms if more than one signature is required, see below.

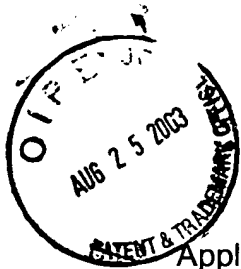
☐ Total of \_\_\_\_\_ forms are submitted.

This collection of information is required by 37 CFR 1.136(a). The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 6 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.

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05/27/2003 09:00:00 09037469 410.00 0P  
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1648

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

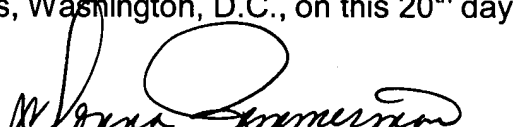
Applicant: Krempl, et al  
Title: Respiratory Syncytial Virus Vaccines Expressing Protective Antigens From Promoter-Proximal Genes  
Serial No.: 09/887,469  
Filing Date: June 22, 2001  
Examiner/Unit: Stacy S. Brown/1648  
Attorney Docket No.: 2303-32-3 formerly NIH-130

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TRANSMITTAL LETTER

CERTIFICATE OF MAILING OR TRANSMISSION

I hereby certify that this correspondence is being deposited in the United States Postal Service as First Class Mail in an envelope addressed to: Assistant Commissioner for Patents, Washington, D.C., on this 20<sup>th</sup> day of August, 2003.

  
Signature

TO THE COMMISSIONER FOR PATENTS:

Transmitted herewith is:

A response/amendment in the above-identified application.

- X   No additional fee is required.  
  X   Petition for Two Month Extension of Time  
  X   Check No. 20863 in the amount of \$ 410.00 is attached.

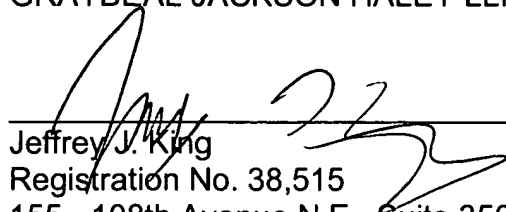
X  

Please charge any discrepancy fees or credit overpayment to Deposit  
Account No. 07-1897.

Respectfully submitted,

GRAYBEAL JACKSON HALEY LLP

Dated: August 20, 2003



\_\_\_\_\_  
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